

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DOUGLASS HARPHAM,

Plaintiff,

-against-

MEMORANDUM AND ORDER
10-CV-02868 (JS) (AKT)

NRA GROUP LLC, D/B/A NATIONAL RECOVERY AGENCY

Defendant.

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APPEARANCES:

For Plaintiff: Robert D. Lipman, Esq.
Lipman & Plesur, LLP
500 North Broadway, Suite 105
Jericho, NY 11753-2131

For Defendant: Andrew T. Miltenberg, Esq.
Nesenoff & Miltenberg, LLP
363 Seventh Avenue, 5th Floor
New York, NY 10001

SEYBERT, District Judge:

On June 25, 2010, the Court ordered Defendant NRA Group, LLC to, within thirty (30) days, file and serve: (1) a declaration setting forth the relevant facts concerning the citizenship of each of its members; and (2) documentation supporting these relevant facts. Defendant still has not done so. See Docket No. 2.

At the time the Court issued its Order, Defendant had not yet appeared in this litigation. And it is possible, though somewhat odd, that Defendant has never bothered to check ECF, and thus is unaware of the Court's demand. To that end, the Court grants Defendant fourteen (14) more days to comply with its June

25th Order. The Court reminds Defendant that, as its sua sponte Order concerns potential subject matter jurisdiction defects, it cannot rule on Defendant's pending motion to transfer venue until its Order is complied with. Additionally, a continuing failure to comply will result in sanctions under Fed. R. Civ. P. 11.

SO ORDERED.

/s/
Joanna Seybert, U.S.D.J.

Dated: December 29, 2010
Central Islip, New York